

ROHIT K. SINGLA (SBN 213057)  
MUNGER, TOLLES & OLSON LLP  
560 Mission Street, 27th Floor  
San Francisco, CA 94105-2907  
Telephone: (415) 512-4000  
Facsimile: (415) 512-4077  
Email: Rohit.Singla@mto.com

PATRICK S. THOMPSON (SBN 160804)  
GOODWIN PROCTER LLP  
Three Embarcadero Center, 24th Floor  
San Francisco, CA 94111  
Telephone: (415) 733-6000  
Facsimile: (415) 677-9041  
Email: PThompson@goodwinprocter.com

IAN J. MILLER (SBN 257429)  
CHANTAL MORGAN D'APUZZO  
(SBN 252223)  
MUNGER, TOLLES & OLSON LLP  
355 South Grand Avenue, 35th Floor  
Los Angeles, CA 90071-1560  
Telephone: (213) 683-9100  
Facsimile: (213) 687-3702  
Email: Ian.Miller@mto.com  
Email: Chantal.DApuzzo@mto.com

J. ANTHONY DOWNS (*pro hac vice*)  
ROLAND H. SCHWILLINSKI (*pro hac vice*)  
GAURI M. DHAVAN (*pro hac vice*)  
GOODWIN PROCTER LLP  
Exchange Place  
Boston, MA 02109  
Telephone: (617) 570-1000  
Facsimile: (617) 523-1231  
Email: JDowns@goodwinprocter.com  
Email: RSchwillinski@goodwinprocter.com  
Email: GDhavan@goodwinprocter.com

Attorneys for Plaintiffs

Attorneys for Defendant

ABBOTT LABORATORIES and  
ABBOTT DIABETES CARE, INC.

AGAMATRIX, INC.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

ABBOTT LABORATORIES and  
ABBOTT DIABETES CARE, INC.,

Plaintiffs,

vs.

AGAMATRIX, INC.,

Defendant.

CASE NO. C 06 07268-JF

**STIPULATED REQUEST FOR ORDER  
CHANGING TIME OF INITIAL CLAIM  
CONSTRUCTION SUBMISSION UNDER  
LOCAL RULE 6-2 AND [PROPOSED  
ORDER]**

The Court adopted the parties' proposed case schedule on May 21, 2010, setting the dates that govern this case until trial (Doc. No. 115). The parties request the change of four dates of the proposed case schedule (Doc. No. 114), from two to four days, only one of which involves a submission to the Court:

**Revised Joint Proposed Schedule**

Prior Date	Proposed Date	Event
August 16, 2010	August 20, 2010	Deadline for parties to file "Joint Claim Construction and Pre-Hearing Statement" for the newly-asserted patents as required by Patent Local Rule 4-3.
August 16, 2010	August 20, 2010	Parties' Initial Expert Disclosures and Reports on Claim Construction
September 1, 2010	September 3, 2010	Parties' Responsive Expert Reports on Claim Construction
September 13, 2010	September 15, 2010	Deadline for completion of discovery related to Claim Construction as required by Patent Local Rule 4-4 for all patents-in-suit.

The parties jointly request that four dates be modified to accommodate the schedules of plaintiffs' in-house counsel, in particular, to accommodate one in-house counsel's vacation schedule and an unexpected change in in-house counsel staffing. The parties do not expect that these adjustments will affect the remaining dates in the schedule or any hearing dates.

DATED: August 12, 2010

MUNGER, TOLLES & OLSON, LLP  
 ROHIT SINGLA  
 IAN MILLER  
 CHANTAL MORGAN D'APUZZO

By: /s/ Chantal Morgan D'Apuzzo  
 CHANTAL MORGAN D'APUZZO

Attorneys for Plaintiffs  
 ABBOTT LABORATORIES  
 and ABBOTT DIABETES CARE INC.

1 DATED: August 12, 2010

GOODWIN PROCTER LLP  
J. ANTHONY DOWNS  
ROLAND SCHWILLINSKI  
GAURI M. DHAVAN

2  
3  
4 By: /s/ Roland Schwillinski  
ROLAND SCHWILLINSKI

5  
6 Attorneys for Defendant  
AGAMATRIX, INC.